

DETAINED

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Attorney for Plaintiff

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA, WASHINGTON

ARTURO SEPULVEDA AYALA,
Plaintiff,

v.

KRISTI NOEM, *et al.*;
Defendants.

CASE NO.: 3:25-cv-5185-JNW

STIPULATED MOTION TO EXTEND
TIME FOR PLAINTIFF TO RESPOND TO
DEFENDANTS' MOTION TO DISMISS
AND ORDER

Noted for Consideration:
May 12, 2025

Under Federal Rule of Civil Procedure 6(b) and Local Civil Rules 7(d)(1), 7(j), and 10(g), Plaintiff and Defendants (the "Parties") respectfully request that the Court enter an order extending the deadline for Plaintiff to respond to Defendant's Motion to Dismiss by 14 days, from Monday, May 26, 2025, to Monday, June 9, 2025, for good cause, and for the Defendants to file their reply by June 16, 2025. The Parties stipulate as follows:

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- 1 1. This is the first extension of time sought by Plaintiff to respond to the Defendant's
- 2 Motion to Dismiss or for any other purpose during the litigation.
- 3 2. Plaintiff's current deadline to respond to the Motion to Dismiss is Monday, May 26,
- 4 2025.
- 5 3. Plaintiff seeks relief under mandamus seeking adjudication of whether he should be
- 6 placed on the U visa waitlist, adjudication of the U visa itself, and adjudication of his
- 7 application for advance permission to enter as a nonimmigrant. He also seeks relief
- 8 under the Administrative Procedures Act because his applications have been
- 9 unreasonably delayed and unreasonably denied.
- 10 4. This extension is sought in good faith and not for the purpose of delay. Plaintiff's
- 11 counsel has determined that she needs the full time available to properly respond to
- 12 the Motion to Dismiss and she is also navigating emerging health issues. The Parties
- 13 conferred on May 12, 2025, and stipulate to the requested relief.

14 Accordingly, for good cause shown, the Parties request that the Court grant this Stipulated
15 Motion and extend Plaintiff's deadline to respond to the Motion to Dismiss from May 26, 2025,
16 to June 9, 2025, and to extend Defendants' deadline to reply to June 16, 2025.

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18 *I certify that this memorandum contains 273 words, in compliance with the Local Civil Rules.*

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20
21 STIPULATED MOTION TO
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Dated: May 12, 2025

Respectfully submitted,

/s/ Kelly Vomacka

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ORDER

ORDER

For good cause shown, the Stipulated Motion to Extend Time for Plaintiff to Respond to Defendants' Motion to Dismiss is **GRANTED**. Dkt. No. 19. Plaintiff shall respond to Defendants' Motion to Dismiss on or before June 9, 2025, and Defendants shall file a reply, if any, by June 16, 2025. It is so **ORDERED**.

DATED this 14th day of May, 2025.


HON. JAMAL N. WHITEHEAD
United States District Judge

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